

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 12TH NOVEMBER 2007 / 21ST KARTHIKA 1929

Bail Appl..No. 6822 of 2007()

CRIME NO.520/07 OF KANNUR TOWN POLICE STATION
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PETITIONERS/ACCUSED NO.1 TO 7

1. YOGANANDAN, S/O.RAMAKRISHNAN,
AGED 30 YEARS, MOOLIYIL THAYAMBALLI HOUSE,
KANNUR AMSOM, THAVAKARA, KANNUR DISTRICT.
2. NITHYANANDAN, S/O.RAMAKRISHNAN,
AGED YEARS, MOOLIYIL THAYAMBALLI HOUSE,
KANNUR AMSOM, THAVAKARA, KANNUR DISTRICT.
3. PRAJEESH, S/O.RAVEENDRAN,
AGED 21 YEARS, KALLALATHIL HOUSE,
NEAR KOTTALIKAVU, PUZHATHI AMSOM,
KANNUR DISTRICT.
4. CHANDRAN KUMAR, S/O.PERUMAL, AGED
21 YEARS, THAVAKKARA, CANTONMENT COLONY,
KANNUR, KANNUR DISTRICT.
5. SHANMUGHAN, S/O.PERUMAL,
AGED 23 YEARS, THAVAKKARA, CANTONMENT COLONY,
KANNUR, KANNUR DISTRICT.
6. SHAIJU.K., S/O.RAVEENDRAN,
AGED 25 YEARS, KOYATHINKAL CHALIL HOUSE,
THAVAKKARA HARIJAN COLONY, KANNUR DISTRICT.
7. SREEKUTTAN.M.K., S/O.SOMAN,
AGED 21 YEARS, MANATHANATH KUNIYIL HOUSE,
NEAR VALIYAVALLAPPU KAVU, THAVAKKARA,
KANNUR DISTRICT.

BY ADV. SRI.P.M.PAREETH

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
SHO KANNUR TOWN POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF
KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 12/11/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R. BASANT, J.

B.A. NO. 6822 of 2007

Dated this the 12th day of November, 2007

ORDER

Application for regular bail. The petitioners are accused 1 to 7. They face allegations under Sec.27 of the Arms Act. The crux of the allegations against the petitioners is that they were found armed with dangerous weapons on 14/10/07. The 1st accused has some criminal antecedents and others have no criminal antecedents whatsoever. The petitioners were arrested at the spot and they continue in custody from 14/10/07. The prosecution has not so far been able to come up with any specific case as to why the petitioners were allegedly found armed with dangerous weapons at the relevant time and place.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners, who have remained in

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custody from 14/10/07, can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

(a) The application is allowed.

(b) The petitioners shall be released on bail on the following terms and conditions:

(i) The petitioners shall execute bonds for Rs.50,000/- each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioners shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(iii) During the same period of two months, the petitioners shall not leave the Sessions Division of Thalassery without the prior permission of the learned Magistrate.

(R. BASANT, JUDGE)

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